

ORDINANCE NO. 48-241

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTING **LATERAL 4, MAIN 6, COWSKIN INTERCEPTOR SEWER, TO SERVE TURKEY CREEK 3RD ADDITION, North of Pawnee, East of 135th Street West (468-84287/480-934).**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: constructing **LATERAL 4, MAIN 6, COWSKIN INTERCEPTOR SEWER, TO SERVE TURKEY CREEK 3RD ADDITION** and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$312,700.00** and that **\$312,700.00** be assessed against the improvement district and **\$0.00** be paid by the Sewer Utility Fund, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. 07-071, adopted February 6, 2007, and published February 8, 2007**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

| LEGAL OF PARCEL IN BENEFIT DISTRICT | ASSESSMENT |
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| LOT 91 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 92 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 93 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 106 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 107 | 2,650.00 |

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| BLOCK A TURKEY CREEK 3RD ADD | |
| LOT 108 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 109 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 110 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 111 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 112 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 113 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 114 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 115 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 116 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 117 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 118 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 119 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 120 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |

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| LOT 121 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 122 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 123 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 124 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 125 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 126 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 127 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 128 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 129 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 130 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 131 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 132 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 133 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 134 | 2,650.00 |

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| BLOCK A TURKEY CREEK 3RD ADD | |
| LOT 135 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 136 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 137 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 138 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 139 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 140 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 141 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 142 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 143 BLOCK A TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 1 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 2 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 3 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 4 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |

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| LOT 5 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 6 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 7 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 8 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 9 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 10 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 11 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 12 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 13 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 14 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 15 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 16 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 17 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 18 | 2,650.00 |

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| BLOCK B TURKEY CREEK 3RD ADD | |
| LOT 19 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 20 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 21 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 22 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 23 BLOCK B TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 20 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 21 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 22 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 23 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 24 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 25 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 26 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 27 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |

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| LOT 28 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 29 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 30 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 31 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 32 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 33 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 34 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 35 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 36 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 37 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 38 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 39 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 40 BLOCK F TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 41 | 2,650.00 |

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| BLOCK F TURKEY CREEK 3RD ADD | |
| LOT 1 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 2 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 3 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 4 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 5 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 6 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 7 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 8 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
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| LOT 10 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 11 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
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| LOT 13 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |

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| LOT 14 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 15 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 16 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 17 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 18 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
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| LOT 26 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 27 | 2,650.00 |

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| BLOCK G TURKEY CREEK 3RD ADD | |
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| LOT 29 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 30 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 31 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |
| LOT 32 BLOCK G TURKEY CREEK 3RD ADD | 2,650.00 |

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **May 11, 2009**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2009**.

SECTION 5. This ordinance shall take effect and be in force as of and on **April 10, 2009**

after its passage and publication once in the official city paper.

PASSED by the governing body of the City of Wichita, Kansas, this **7th day of April 2009.**

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law